fu AT Docket No. CERTIFICATE OF MAILING BY FIRST CLASS MAIL (37 CFR 1.8) Applicant(s): Evangelyn C. Alocilja and Zarini Muhammad-Tahir MSU 4.1-587 Customer No. Group Art Unit Application No. Filing Date Examiner 10/074,499 21036 February 13, 2002 Leon Y. Lum 1641 Invention ECONDUCTIMETRIC BIOSENSOR DEVICE, METHOD AND SYSTEM FEB 2 9 2008 I hereby certify that this Response to Notification of Non-Compliant Appeal Brief Under 37 CFR 41.37 (Identify type of correspondence) is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope MAIL STOP APPEAL BRIEF - PATENTS addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on February 27, 2008 (Date) Tammi L. Taylor (Typed or Printed Name of Person Mailing Correspondence) Jamme L. Jaylor (Signature of Person Mailing Correspondence) Note: Each paper must have its own certificate of mailing.



MSU 4.1-587 Appl. No. 10/074,499 February 27, 2008 Response to Notification of Non-Compliant Appeal Brief dated February 15, 2008

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.

: 10/074,499

Confirmation No. 4246

Applicants : Evangelyn C. Alocilja and

Zarini Muhammad-Tahir

Filed

: February 13, 2002

TC/A.U.

: 1641

Title

: CONDUCTIMETRIC BIOSENSOR DEVICE, METHOD

AND SYSTEM

Examiner : Leon Y. Lum

Docket No. : MSU 4.1-587

Customer No.: 21036

MAIL STOP APPEAL BRIEF - PATENTS Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

# RESPONSE TO NOTIFICATION OF NON-COMPLIANT APPEAL BRIEF UNDER 37 C.F.R. § 41.37

Sir:

This is a response to the Notification of Non-Compliant Appeal Brief mailed February 15, 2008. In Section III, Status of Claims, the sentence "Claims 1-3, 7-10, 14-18, 19, 21, 22, 24 and 26 are on appeal" has been inserted at the end of the paragraph. Enclosed is

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Appl. No. 10/074,499
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Appeal Brief dated February 15, 2008

replacement page 2 of the Appeal Brief which shows this insertion.

Applicants' attorney would like to thank Ms.

LaShawn Hinton for her helpful suggestion in a telephone conversation on February 25, 2008.

It is thus believed that the Appeal is now in proper order. Entry of this correction is requested.

Respectfully,

Ian C. McLeod

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Enclosure: Replacement page 2

#### REPLACEMENT SHEET

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## (1) REAL PARTY IN INTEREST

The real party in interest is the Board of Trustees of Michigan State University, East Lansing, Michigan, a constitutional corporation of the State of Michigan, which is the assignee of the above entitled application.

### (2) RELATED APPEALS AND INTERFERENCES

There are no pending related appeals and interferences.

### (3) STATUS OF CLAIMS

Claims 1-3, 7-10, 14-16, 18, 19, 21, 22, 24 and 26 are pending in the application. Claims 1-3, 7-10, 14-16, 18, 19, 21, 22, 24 and 26 were rejected. Claims 4-6, 11-13, 17, 20, 23 and 25 were subject to a Restriction Requirement and were canceled in the prosecution. No claims have been allowed. Claims 1-3, 7-10, 14-16, 18, 19, 21, 22, 24 and 26 are on appeal.